



TOWN OF LOOMIS
ACTION MINUTES
SPECIAL MEETING
LOOMIS TOWN COUNCIL
LOOMIS TOWN HALL,
6140 HORSESHOE BAR ROAD, SUITE K, LOOMIS, CA 95650

TUESDAY

AUGUST 22, 2006

7:00 P.M.

CALL TO ORDER

Call to order by Mayor pro tempore Millward at 7:07 p.m.

ROLL CALL

Present:

Councilmember Fuson
Councilmember Millward
Councilmember Scherer
Councilmember Ucovich

Absent: Mayor Morillas

PUBLIC COMMENT: This time is reserved for those in the audience who wish to address the Town Council on subjects that are not on the Agenda. The audience should be aware that the Council may not discuss details or vote on non-agenda items. Your concerns may be referred to staff or placed on the next available agenda. Please **note that comments from the public will also be taken on any item on the agenda. The time allotted to each speaker is five minutes.** No public comment.

ADOPTION OF AGENDA

by

A motion was made to adopt the Agenda. On motion by Councilmember Scherer, seconded by Councilmember Ucovich and passed by voice vote.

BUSINESS

1. Ordinance Relating To Sexual Offenders

Mayor pro tempore Millward asked that the Council consider adopting an ordinance requiring people who are registered sex offenders to stay away from areas where children congregate

Recommended action: Hold first reading of the proposed ordinance

Public comment:

Lieutenant Don Hutchinson, South Placer Sheriff's substation, noted he reviewed the ordinance and invited Detective Michael Bennett, who is in charge of all the 290 registrants in the County and is up on all the case law regarding this issue.

Detective Michael Bennett expounded on the process for registered sex offenders and pointed out that Jessica's law addresses some of these same issues, such as limiting areas where sex offenders can reside, etc.

Dave Larsen, Town Attorney, stated the following:

- the way the law looks at it, a person has a right to travel and a right to associate
- he recommends 300 feet because in a smaller town if you start drawing circles around these areas then pretty soon you just have a big circle, then you will have legal problems there as well

Conrad Woodall, retired Sacramento Police Department, stated the following:

- the problem with the 300 feet is that it will put them closer to the kids and it won't be as affective for law enforcement
- law enforcement needs to have specific guidelines for loitering to get these guys out of the area

Lieutenant Hutchinson stated some concerns:

- if you start limiting their ability to live their lives then you start infringing on their rights
- if we are too restrictive then they can't go anywhere in Town
- 300 feet is a good tool right now

Hjordes Norman, 3186 Kathy Way, suggested starting at 1000 feet and amend it later if needed.

Russ Kelley, 4246 Barton Road, stated a concern with being able to enforce it.

Following further discussion on the matter, a motion was made to hold first reading of Ordinance 231, adding Section 7.20 to the Loomis Municipal Code dealing with sexual offenders. On motion by Councilmember Fuson, seconded by Councilmember Ucovich and passed by the following roll call vote:

Ayes: Fuson, Millward, Scherer, Ucovich

Noes: None

Absent: Morillas

CEREMONIAL MATTERS Councilmember Scherer announced his 19th Anniversary with his bride, Marcy Scherer.

Recess at 7:53 p.m. to 8:03 p.m.

Council went into close session at 8:04 p.m.

CLOSED SESSION – Pursuant to cited authority, the Town Council will hold a closed session to discuss the following listed items. A report of any action taken will be presented prior to adjournment of the regular meeting.

a. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Subdivision (a) of Section 54956.9:

Bickford Ranch Heritage Coalition v. County of Placer

Placer County Case No. SCV 12793

b. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Initiation of litigation pursuant to subdivision Section 54956.9: Three potential cases

a. No action.

b. No action.

ADJOURNMENT Mayor pro tempore Millward stated there was no further business and adjourned at 8:25 p.m.

Mayor pro tempore

Town Clerk